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and Counter-defendants

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

MFR HOLDCO, LLC, a foreign limited
liability company,

Plaintiff,

v.

ICON RENO PROPERTY OWNER POOL 3
NEVADA, LLC, a foreign limited liability
company; DOES 1 through 10; and ROE
CORPORATION 1 through 10,

Defendants.

ICON RENO PROPERTY OWNER POOL 3
NEVADA, LLC, a foreign limited liability
Company,

Counter-claimant,

v.

MFR HOLDCO, LLC; ACH FOAM
TECHNOLOGIES, INC.; FRANK
KIESECKER, JR., individually; RICHARD L.
WALLER, individually; MICHAEL S.
HUEMPFNER, individually,

Counter-defendants.

Case No. 3:18-cv-00034-MMD-WGC

**STIPULATION TO EXTEND TIME TO
RESPOND TO COUNTERCLAIM
[FIRST REQUEST]**

Plaintiff/Counter-defendant MFR HOLDCO, LLC and Counter-defendants ACH
FOAM TECHNOLOGIES, INC., FRANK KIESECKER, JR., RICHARD L. WALLER, and
MICHAEL S. HUEMPFNER (collectively, "Counter-defendants"), by and through their counsel

1 of record, and Defendant/Counter-claimant, ICON Reno Property Owner Pool 3 Nevada, LLC
2 (“ICON”), by and through its counsel of record, hereby submit this Stipulation for an extension
3 of time to respond to counterclaims asserted in ICON’s Answer to First Amended Complaint
4 and Counterclaim [ECF 42] (the “Counterclaim”) based on the following:

5 1. ICON filed its Counterclaim on January 16, 2019.

6 2. MFR HOLDCO, LLC’s response to the Counterclaim is due on or before February
7 6, 2019.

8 3. Counsel for the Counter-defendants has agreed to accept service of process for the
9 Counterclaim on behalf of his clients. For that reason, the Counter-defendants’ response to the
10 Counterclaim has not yet been determined.

11 4. As consideration for accepting service of process and so that counsel for MFR
12 HOLDCO, LLC and the Counter-defendants does not have responses to the Counterclaim due
13 on different days, the parties agree that MFR HOLDCO, LLC and the Counter-defendants shall
14 have to, and including, February 26, 2019 to file their respective responses to the Counterclaim.

15 5. This is the first request for an extension related to the Counterclaim, and this request
16 is not for the purposes of delay.

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6. The parties agree that nothing in this Stipulation shall submit the Counter-defendants to the jurisdiction of this Court, and that the Counter-defendants do not waive any defenses to this action by submitting this Stipulation to the Court.

DATED this 1st day of February, 2019.

/s/ Matthew B. Hippler
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ORDER

IT IS SO ORDERED.

Walter G. Cobb
UNITED STATES MAGISTRATE JUDGE

DATED: February 4, 2019